

Present the Hon Madison Nelson Circuit Judge
Joseph McRoberts Esq sheriff and
Benjamin G Fitzugh Clerk

Among other were the following proceedings to wit-

To the Honorable Madison Nelson Circuit Judge for the third Judicial Circuit of the state of Maryland sitting in the Circuit Court for Frederick County as a Court of Equity. The Bill of Complaint of Charles C Worthington of Frederick County State of Maryland states that Singleton Wootten late of Frederick County State of Maryland in his lifetime was seized and possessed in fee of a tract of land situate in Frederick County State of Maryland called Turners Delight containing 30 acres of land a tract of land called James Lot containing 09 acres of land and part of a tract of land called the Reservoir on Seth Tolley containing 5 $\frac{1}{2}$ acres being an aggregate quantity of 610 acres of land described in the deed from Beale W Worthington Executor and Trustee of John Worthington to said Singleton Wootten a true certified Copy of which deed is herewith exhibited marked Exhibit A which your complainant joins together with all exhibits hereinafter produced may be taken as a part of his Bill of Complaint 2nd that the said Singleton Wootten being so seized and possessed did by his last will and testament duly executed according to law devise his real estate to his wife Elizabeth C Wootten during her life and after her death to be divided between the children of his sister Eliza Moines his brother James Wootten and his Nephew Thomas J Davis the children of Eliza Moines being entitled to one half and the other half to be equally divided between the said Thomas Wootten and the said Thomas J Davis all of which matters will fully appear by reference to a certified Copy of the Will of said Singleton Wootten deceased herewith exhibited marked Exhibit A². 3rd Your complainant further states that after the death of said Singleton Wootten Turner Wootten one of the executors remainder in conjunction with his wife Caroline Wootten conveyed all their right title and interest in said estate to John L B Moines as will appear by a copy of said deed herewith exhibited marked Exhibit A³ Isth That Eliza Moines the sister of said Singleton Wootten had two children who are executors of said Singleton Wootten to wit Samuel W Beall and John L B Moines that said Samuel Beall in conjunction with his wife Elizabeth S Beall conveyed all their interest in said estate to John L B Moines as will appear by a copy of said deed herewith exhibited marked Exhibit A⁴. 5th That the said John L B Moines and Martha R Moines his wife conveyed all their right and title in said estate under the will of said Singleton Wootten as one of the children of Eliza Moines and as grantee under the deed from Turner Wootten & Caroline his wife and from Samuel W Beall and Elizabeth S Beall his wife to Charles Worthington of I as will appear by a copy of said deed herewith exhibited marked Exhibit A⁵. 6th and your complainant further states that the said Charles Worthington of I the grantee in said deed and the owner in fee in remainder of three fourths of said land having first made his will in due form died in the year 1856+ by his said last will devised and bequeathed his estate to his wife Ann Wootten whom until his youngest son Nicholas Worthington shall arrive to the age of 21 years at which time his estate except the specific bequest or as to be divided equally between his wife and his sons Charles Edward Worthington and Nicholas Worthington share and share alike as will appear by a copy of the will of said Charles Worthington of I herewith exhibited marked Exhibit A⁶. 7th Your complainant further charges that Thomas J Davis one of the executors of said Singleton Wootten died during the life time of Elizabeth C Wootten